

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 08 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 21 1982 under 37028

The applicant **Michael J. Chilton** hereby make application for permission to change the **the Point of Diversion & Place of Use of a Portion** of water heretofore appropriated under **Permit 37030 Certificate 10570**

1. The source of water is **underground**
2. The amount of water to be changed **0.3885 cfs 203.6 afa**
3. The water to be used for **Irrigation & Domestic**
4. The water heretofore permitted for **same**
5. The water is to be diverted at the following point **SE¼ SE¼ Section 24 T13N Range 23E MDB&M. or at a point from which the SW corner of said Section 24 bears S 89° 05' - 00" W a distance of 3673.00 feet.**
6. The existing permitted point of diversion is located within **NE¼ of SW¼ Section 25 T13N Range 23E MDB&M. or at a point from which the NW corner of Section 26 T.13N Range 23E. MDB&M bears N 66° 18' W a distance of 6,818 feet.**
7. Proposed place of use **within portions of the SE¼ of Section 24; NE¼ and E½ of NW¼ of Section 25 of T13N, Range 23E, MDB&M.**
8. Existing place of use **50.9 acres within W½ of NW¼ of Section 25 T13N, Range 23E MDB&M.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **existing well needs repair. Rebuild or replace pivots.**
12. Estimated cost of works **60 to 80 Thousand Dollars**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years.**
15. Remarks: **Refere to maps filed July 21st 1982. Under 37028**

By **Michael J. Chilton**
s/ **Michael J. Chilton**
c/o **Ross de Lipkau**
333 Holcomb Ave. Suite 300
Reno NV 89505

Compared cac/cmf lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 37030, Certificate 10570 is issued subject to the terms and conditions imposed in said Permit 37030, Certificate 10570 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 69450, 69451 and 69452 shall not exceed 318.0 acre-feet annually for irrigation of 79.5 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2099 cubic feet per second, but not to exceed 110.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 2, 2004

Proof of completion of work shall be filed before:

August 2, 2004

Water must be placed to beneficial use on or before:

July 2, 2006

Proof of the application of water to beneficial use shall be filed on or before:

August 2, 2006

Map in support of proof of beneficial use shall be filed on or before:

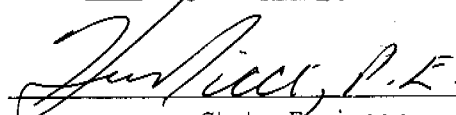
August 2, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of July, A.D. 2003


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By: 71057 0.2099